

2013 DRAFTING REQUEST

Bill

| | | | |
|--------------|---------------------------------------|------------------|-----------------|
| Received: | 1/6/2013 | Received By: | tkuczens |
| Wanted: | As time permits | Same as LRB: | |
| For: | Administration-Budget 266-1037 | By/Representing: | Hynek |
| May Contact: | | Drafter: | tkuczens |
| Subject: | Education - school finance | Addl. Drafters: | |
| | | Extra Copies: | pg, ffk |

Submit via email: **YES**
Requester's email:
Carbon copy (CC) to: **tracy.kuczenski@legis.wisconsin.gov**

Pre Topic:

DOA:.....Hynek, BB0334 -

Topic:

Performance Funding Categorical Aid Program

Instructions:

See attached

Drafting History:

| <u>Vers.</u> | <u>Drafted</u> | <u>Reviewed</u> | <u>Typed</u> | <u>Proofed</u> | <u>Submitted</u> | <u>Jacketed</u> | <u>Required</u> |
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| /P5 | tkuczens 2/7/2013 | kfollett 2/7/2013 | jmurphy 2/7/2013 | _____ _____ | srose 2/6/2013 | | State S&L |
| /P6 | tkuczens 2/10/2013 | wjackson 2/10/2013 | rschluet 2/10/2013 | _____ _____ | sbasford 2/7/2013 | | State S&L |
| /P7 | | | | _____ _____ | mbarman 2/11/2013 | | State S&L |

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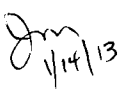
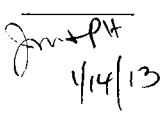
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<END>

Grant, Peter

From: Hanaman, Cathlene
Sent: Wednesday, January 02, 2013 8:07 AM
To: Grant, Peter; Kuczinski, Tracy; Knepp, Fern
Subject: FW: [Possible SPAM] Statutory Language Drafting Request - BB0334
Importance: Low

From: Sara.Hynek@Wisconsin.gov [<mailto:Sara.Hynek@Wisconsin.gov>]
Sent: Friday, December 28, 2012 2:50 PM
To: Hanaman, Cathlene
Cc: Hynek, Sara - DOA; Hynek, Sara - DOA; Thornton, Scott - DOA
Subject: [Possible SPAM] Statutory Language Drafting Request - BB0334
Importance: Low

Biennial Budget: 2013-15

DOA Tracking Code: BB0334

Topic: Performance Funding Categorical Aid Program

SBO Team: EWD

SBO Analyst: Hynek, Sara - DOA
Phone: (608) 266-1037
E-mail: Sara.Hynek@Wisconsin.gov

Agency Acronym: DPI

Agency Number: 255

Priority: High

Intent:

Create a new categorical aid appropriation in DPI (title TBD, but performance-based funding for now). The appropriation will be a GPR annual appropriation, and will fund grants based on school report card scores. The program would begin in the second year of the biennium, and be based on school report cards from June 2014.

- 10 A KB
- ① Thirty percent of funding will be provided to schools with a grade of "exceeds expectations" or "significantly exceeds expectations." The award amount for each school will be based on that school's share of the total number of pupils in the awarded schools. *- award related to # of pupils*
- 30
- ② Sixty percent of funding will be provided to schools that achieve significant increases in scores. This piece is likely to change, but for now we could say that eligible schools are those that increase their numerical scores by 10 points over the prior year. School awards would be based upon that school's share of the total number of pupils in awarded schools. For school year 2014-15, awards would be based on a comparison of June 2013 and June 2014 report cards. *per pupil*
DPI pro-rate
10 mil
1
per sam 1/11/13:
increase by at least
3 points over the report
card of previous school year

3 Ten percent of the funding would be available as competitive grants to those schools that have a "fails to meet expectations" grade on the school report card. DPI would award grants based upon eligible schools' applications that present a plan for school improvement or turnaround.

The intent is that in any of these cases, the funding is ultimately provided to the schools rather than the districts. Language would be needed that directs school boards to set district-level policies regarding use of the funding by September 2014, but funding would be allocated at the school principal's discretion subject to the district's policies and that districts would be required to disburse funds in accordance with the principal's plan for use of the funds.

Attachments: False

Please send completed drafts to statlanguage@wisapps.wi.gov

Beginning

For 2014-15 school year
and on any

Plans for improvement cards include:

- hiring reading & math coaches
- collaborate w/ higher performing districts to share best practices
- ② • superintendent intervention powers - any suggestions in there 118.42 (low performing school districts).

Title: School Performance Incentive Program

$$\frac{\text{appropriation for all pupils}}{\text{total pupil points}} =$$

- high performing school
- improving school
- aid for ~~struggling~~ schools that "fail to meet expectations."

(assume) June 2013 report card

↓
June 2014 report card

comparison of scores

- First wave of grants under ① based on 2014 report card
- First wave of grants under ② based on improvement b/t 2013/14
- First wave of grants under ③ based on 2014 report card and one or more of the

Schools must submit intent to participate in grant programs within 60 days of the date the school receives ~~report~~ June 2014 report card



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-10287

TKK:...

RME

note

DOA:.....Hyneck, BB0334 - Performance Funding Categorical Aid Program

FOR 2013-2015 BUDGET - NOT READY FOR INTRODUCTION

in 1/12/13

Don't Gen

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

EDUCATION

PRIMARY AND SECONDARY EDUCATION

This bill creates a grant program through which a qualifying school may receive an award related to the school's performance on report cards issued for the school by DPI. The bill identifies three categories of qualifying schools: 1) Schools that receive a grade of "significantly exceeds expectations" or "exceeds expectations" on the most recent report card issued for the school; 2) Schools that increase the score received on the most recent report card issued for the school by at least three points over the previous report card issued for the school; and 3) Schools that receive a grade of "fails to meet expectations" on the most recent report card issued for the school and that submit a competitive school improvement plan to DPI. The bill requires each school board to establish policies for the distribution and use of funds awarded to a school under the program.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

✓
1 **SECTION 1.** 20.255 (2) (da) of the statutes is created to read:

2 20.255 (2) (da) *School performance incentive program; grants for high*
3 *performing schools.* The amounts in the schedule for grants to schools under 115.40
4 (1).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

✓
5 **SECTION 2.** 20.255 (2) (db) of the statutes is created to read:

6 20.255 (2) (db) *School performance incentive program; grants to schools that*
7 *demonstrate improvement.* The amounts in the schedule for grants to schools under
8 s. 115.40 (2).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

✓
9 **SECTION 3.** 20.255 (2) (dc) of the statutes is created to read:

10 20.255 (2) (dc) *School performance incentive program; grants for schools that*
11 *fail to meet expectations.* The amounts in the schedule for grants to schools under
12 s. 115.40 (3).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

✓
13 **SECTION 4.** 115.40 of the statutes is created to read:

14 (b) 115.40 **School performance incentive program.** (1) GRANTS TO HIGH
15 PERFORMING SCHOOLS. Beginning in the 2014-15 school year and annually thereafter,
16 from the appropriation under s. 20.255 (2) (da), the department shall award to any
17 school that receives a grade of "significantly exceeds expectations" or "exceeds
18 expectations" on the June report card issued for the school by the department in the
19 school year immediately preceding the school year in which the school submits a
20 notice of intent to participate under sub. (4) an amount determined as follows:

1 (a) Divide the amount appropriated under s. 20.255 (2) (da) by the sum of the
2 number of pupils enrolled in each school eligible to receive an award under this
3 subsection.

4 (b) Multiply the quotient determined in par. (a) by the number of pupils
5 enrolled in the school.

6 (2) GRANTS TO SCHOOLS THAT DEMONSTRATE IMPROVEMENT. Beginning in the
7 2014-15 school year and annually thereafter, from the appropriation under s. 20.255
8 (2) (db), the department shall award to any school that increases by at least 3 points
9 the score received on the June report card issued for the school by the department
10 in the school year immediately preceding the school year in which the school submits
11 a notice of intent to participate under sub. (4) over the score received on the June
12 report card issued for the school in the previous school year an amount determined
13 as follows:

14 (a) For each school eligible to receive an award under this paragraph, multiply
15 the number of pupils enrolled in the school by the number of points by which the score
16 on the most recent report card issued for the school exceeded the score on the report
17 card received in the previous school year.

18 (b) Divide the amount appropriated under s. 20.255 (2) (db) by the sum of the
19 products under par. (a).

20 (c) Multiply the quotient determined in par. (b) by the number of pupils enrolled
21 in the school.

22 (3) GRANTS TO SCHOOLS THAT FAIL TO MEET EXPECTATIONS. Beginning in the
23 2014-15 school year and annually thereafter, from the appropriation under s. 20.255
24 (2) (dc), the department may, on a competitive basis, award grants under this
25 subsection to schools that received a grade of "fails to meet expectations" on the June

no charge

1 report card issued for the school by the department in the school year immediately
2 preceding the school year in which the school submits a notice of intent to participate
3 under sub. (4). The school shall include with the notice of intent required under this
4 subsection a written school improvement plan, to include any of the following
5 components:

****NOTE: This section permits, but does not require, DPI to award grants under
this section. Is that consistent with your intent? If not, do you want to require DPI to
distribute all of the money in the appropriation?

6 (a) A plan to hire reading or math coaches.

7 (b) A plan to collaborate with a high-performing school or a high-performing
8 school district to share best practices.

9 (c) A plan to use rigorous and equitable performance evaluation systems for
10 teachers and principals as described under s. 118.42 (2) (a).

11 (d) A plan to establish and implement teacher and principal improvement
12 programs as described under s. 118.42 (2) (c).

13 (e) Any other strategies for improvement identified by the state
14 superintendent, the school board, the school district administrator, or the
15 administration of the school.

****NOTE: I created a "catch-all" provision. Okay?

16 (4) INTENT TO PARTICIPATE; DISTRIBUTION AND USE OF FUNDS. (a) A school seeking
17 an award under this section shall submit an intent to participate to the department
18 within 60 days after the department issues and publishes the June report card.

19 (b) 1. The state superintendent shall distribute funds awarded under this
20 section to the school district within which the school that received an award under
21 this section is located.

2. The administrator of a school that receives an award under this section shall comply with the policy prepared under s. 120.12 (2r) for the distribution of funding to the school.

3. Upon compliance with the requirement under subd. 2., the school board of the school district under subd. 1. shall distribute funding to the school.

SECTION 5. 120.12 (2r) of the statutes is created to read:

120.12 (2r) SCHOOL PERFORMANCE INCENTIVE PROGRAM. By September 1, 2014, establish a policy for the distribution to and use of funding awarded to a school in the district under s. 115.40.

(END)

d-note

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1028/?dn

TKK:...

Date

Sara Hynek:

Eligible Schools. For purposes of clarity, I recommend that the draft identify the schools that may participate in these grant programs. For example, are the report cards that trigger eligibility for performance-based grants prepared for charter schools? Charter schools under s. 118.40 (2r)? Virtual charter schools as defined in s. 115.001 (16)? Private schools participating in either the Milwaukee Parental Choice Program or the program for eligible school districts?

If so, would any of these categories of schools be permitted to receive funding under proposed s. 115.40?

Department responsibility to issue report cards. As we have discussed previously, no statutory provision directs DPI to issue report cards at all, much less on an annual basis in the month of June and with the grades identified in this draft ("significantly exceeds expectations," "exceeds expectations," and "fails to meet expectations.>").

Tracy K. Kuczenski
Legislative Attorney
Phone: (608) 266-9867
E-mail: tracy.kuczenski@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1028/P1dn
TKK:kjf:jm

January 14, 2013

Sara Hynek:

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Legislative Attorney
Phone: (608) 266-9867
E-mail: tracy.kuczenski@legis.wisconsin.gov



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-1028/P1 P2

TKK:kjf:jm

d-note

DOA:.....Hyneck, BB0334 - Performance Funding Categorical Aid Program

FOR 2013-2015 BUDGET - NOT READY FOR INTRODUCTION

in 1/16/13

Don't Gen

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

EDUCATION

PRIMARY AND SECONDARY EDUCATION

This bill creates a grant program through which a qualifying school may receive an award related to the school's performance on report cards issued by DPI. The bill identifies three categories of qualifying schools: 1) schools that receive a grade of "significantly exceeds expectations" or "exceeds expectations" on the most recent report card issued for the school; 2) schools that increase the score received on the most recent report card issued for the school by at least three points over the previous report card issued for the school; and 3) schools that receive a grade of "fails to meet expectations" on the most recent report card issued for the school and that submit a competitive school improvement plan to DPI. The bill requires each school board to establish policies for the distribution and use of funds awarded to a school under the program.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The bill also requires each school board to

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

within which a qualifying school is located

submit an intent to participate to DPI within 60 days after DPI issues

1 **SECTION 1.** 20.255 (2) (da) of the statutes is created to read:

2 20.255 (2) (da) *School performance incentive program; grants for high*
3 *performing schools.* The amounts in the schedule for grants to schools under 115.40
4 (1).

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

5 **SECTION 2.** 20.255 (2) (db) of the statutes is created to read:

6 20.255 (2) (db) *School performance incentive program; grants to schools that*
7 *demonstrate improvement.* The amounts in the schedule for grants to schools under
8 s. 115.40 (2).

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9 **SECTION 3.** 20.255 (2) (dc) of the statutes is created to read:

10 20.255 (2) (dc) *School performance incentive program; grants for schools that*
11 *fail to meet expectations.* The amounts in the schedule for grants to schools under
12 s. 115.40 (3).

 ****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

13 **SECTION 4.** 115.40 of the statutes is created to read:

14 **115.40 School performance incentive program.** (1) GRANTS TO HIGH
15 PERFORMING SCHOOLS. Beginning in the 2014–15 school year and annually thereafter,
16 from the appropriation under s. 20.255 (2) (da), the department shall award to ^{the school board of} any
17 school that receives a grade of “significantly exceeds expectations” or “exceeds
18 expectations” on the June report card issued for the school by the department in the
19 school year immediately preceding the school year in which the school submits a
20 notice of intent to participate under sub. (4) an amount determined as follows:

1 (a) Divide the amount appropriated under s. 20.255 (2) (da) by the sum of the
2 number of pupils enrolled in each school eligible to receive an award under this
3 subsection.

4 (b) Multiply the quotient determined in par. (a) by the number of pupils
5 enrolled in the school.

6 (2) GRANTS TO SCHOOLS THAT DEMONSTRATE IMPROVEMENT. Beginning in the
7 2014–15 school year and annually thereafter, from the appropriation under s. 20.255
8 (2) (db), the department shall award to ^{the school board of} any school that increases by at least 3 points
9 the score received on the June report card issued for the school by the department
10 in the school year immediately preceding the school year in which the school submits
11 a notice of intent to participate under sub. (4) over the score received on the June
12 report card issued for the school in the previous school year an amount determined
13 as follows:

14 (a) For each school eligible to receive an award under this paragraph, multiply
15 the number of pupils enrolled in the school by the number of points by which the score
16 on the most recent report card issued for the school exceeded the score on the report
17 card received in the previous school year.

18 (b) Divide the amount appropriated under s. 20.255 (2) (db) by the sum of the
19 products under par. (a).

20 (c) Multiply the quotient determined in par. (b) by the number of pupils enrolled
21 in the school.

22 (3) GRANTS TO SCHOOLS THAT FAIL TO MEET EXPECTATIONS. Beginning in the
23 2014–15 school year and annually thereafter, from the appropriation under s. 20.255
24 (2) (dc), the department may, on a competitive basis, award grants under this
25 subsection to ^{one or more school boards within which a school} schools that received a grade of “fails to meet expectations” on the June

1 report card issued for the school by the department in the school year immediately
2 preceding the school year in which the school^{board} submits a notice of intent to participate
3 under sub. (4). The school^{board} shall include with the notice of intent required under this
4 subsection a written school improvement plan^{for each school eligible to receive an award under this subsection} to include any of the following
5 components:

***NOTE: This section permits, but does not require, DPI to award grants under this section. Is that consistent with your intent? If not, do you want to require DPI to distribute all of the money in the appropriation?

- 6 (a) A plan to hire reading or math coaches.
- 7 (b) A plan to collaborate with a high-performing school or a high-performing
8 school district to share best practices.
- 9 (c) A plan to use rigorous and equitable performance evaluation systems for
10 teachers and principals as described under s. 118.42 (2) (a).
- 11 (d) A plan to establish and implement teacher and principal improvement
12 programs as described under s. 118.42 (2) (c).
- 13 (e) Any other strategies for improvement identified by the state
14 superintendent, the school board, the school district administrator, or the
15 administration of the school.

***NOTE: I created a "catch-all" provision. Okay?

16 (4) INTENT TO PARTICIPATE; DISTRIBUTION AND USE OF FUNDS. (a) ^{The school board} A school ^{eligible to receive} seeking
17 an award under this section shall submit an intent to participate to the department
18 within 60 days after the department issues and publishes the June report card.

19 (b) 1. The state superintendent shall distribute funds awarded under this
20 section to the school district within which the school that received an award under
21 this section is located.

no ^{to}
(1) (2) The administrator of a school ^{eligible to receive} ~~that receives~~ an award under this section shall
2 comply with the policy prepared under s. 120.12 (2r) for the distribution of funding
3 to the school.

²⁰
(4) (3) Upon compliance with the requirement under subd. (2), the school board of
(5) the school district ^{within which the eligible school is located} ~~under subd. 1.~~ shall distribute funding to the ^{eligible} school.

6 SECTION 5. 120.12 (2r) of the statutes is created to read:

7 120.12 (2r) SCHOOL PERFORMANCE INCENTIVE PROGRAM. By September 1, 2014,
8 establish a policy for the distribution to and use of funding awarded to a school in the
9 district under s. 115.40.

10 (END)

d-note

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

P2dn
LRB-1028/P1dn
TKK:kjf:jm

~~January 14, 2013~~

Sara Hynek:

Eligible Schools. For purposes of clarity, I recommend that the draft identify the schools that may participate in these grant programs. For example, are the report cards that trigger eligibility for performance-based grants prepared for charter schools? Charter schools under s. 118.40 (2r)? Virtual charter schools as defined in s. 115.001 (16)? Private schools participating in either the Milwaukee Parental Choice Program or the program for eligible school districts?

If so, would any of these categories of schools be permitted to receive funding under proposed s. 115.40?

Department responsibility to issue report cards. As we have discussed previously, no statutory provision directs DPI to issue report cards at all, much less on an annual basis in the month of June and with the grades identified in this draft ("significantly exceeds expectations," "exceeds expectations," and "fails to meet expectations.").

Tracy K. Kuczenski
Legislative Attorney
Phone: (608) 266-9867
E-mail: tracy.kuczenski@legis.wisconsin.gov

As we discussed on the phone yesterday, I have modified this draft to require the school board, and not the school, to apply for grants under the program. The bill still requires the school board to pay any grant funds to the eligible school.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

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January 16, 2013

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Eligible Schools. For purposes of clarity, I recommend that the draft identify the schools that may participate in these grant programs. For example, are the report cards that trigger eligibility for performance-based grants prepared for charter schools? Charter schools under s. 118.40 (2r)? Virtual charter schools as defined in s. 115.001 (16)? Private schools participating in either the Milwaukee Parental Choice Program or the program for eligible school districts?

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Tracy K. Kuczenski
Legislative Attorney
Phone: (608) 266-9867
E-mail: tracy.kuczenski@legis.wisconsin.gov

Kuczenski, Tracy

From: Hynek, Sara - DOA <Sara.Hynek@Wisconsin.gov>
Sent: Sunday, January 20, 2013 3:50 PM
To: Kuczenski, Tracy
Subject: RE: Performance Funding LRB 1028

Hi Tracy - it's definitely a little late. What can I say - sick toddler = taking the available minutes as I find them. :)

So it would help if we just require DPI to produce the report cards by June 30 each year? I will just have that added to the draft. I don't think it's anyone's intent that the report cards come out later than June, so I don't see why that would be problematic.

Let's go with "one of the following" - I agree, the catchall provides the needed flexibility.

I agree about the semantics, too - hopefully the "goals and objectives" language signals clearly enough that the policy is not supposed to be prescriptive.

I was adding the piece on (b)1 to make it clear that it is within the school's (school administrator's) discretion to allocate the funding - just some additional language to make clear that the board's role is not to direct schools exactly how to spend the money, and that the schools actually will decide how to spend the money in accordance with the larger goals and objectives. If you think it's superfluous, we can omit it.

Thanks!

From: Kuczenski, Tracy [Tracy.Kuczenski@legis.wisconsin.gov]
Sent: Sunday, January 20, 2013 10:25 AM
To: Hynek, Sara - DOA
Subject: RE: Performance Funding LRB 1028

Hi Sara -

Isn't 9:30 p.m. a little late to be sending out work-related emails?

1. Regarding June and "immediately preceding:" The school year starts on July 1, so tying the grant to the "immediately preceding school year" is pretty clear when the report card comes in June and the applications are due no later than late July/early August (although I realize that a school that applies within the month of June in the year in which the report card is issued could rely upon the wrong school year, so this provision is problematic when there's an open-ended report card date and an open-ended due date (no later than 60 days) as currently drafted). "Immediately preceding" becomes less clear than it already is when we don't know when the report cards will come (unless the report cards will come no later than June 30 or unless we specify that the application is due after July 1 for report cards received for the immediately preceding school year). Let me know how you want to deal with this.

2. I will make adjustments to the language governing the score.

3. I could say the school shall include at least one of the following provisions? LRB drafting rules frown on the use of "but not limited to". The word, "include" itself is inclusive (in contrast to "means" in particular, but also in general) - it implies that there are other options, particularly with the catch-all.

4. I believe the drafting instructions were vague about the nature of the policies the board was to be preparing. I would be happy to add something like "regarding the goals and objectives the funding can be used to address" but I think changing "policies" to "guidelines" is a semantic change without any meaning. Do you have any more explicit instructions about what policies/guidance the board should be preparing?

About (b) 1. (on page 5 line 1), that subdivision governs the *school* administrator, not DPI, so I'm not sure what you mean by "when determining the allocation of the awards".

Thanks,
Tracy

-----Original Message-----

From: Hynek, Sara - DOA [<mailto:Sara.Hynek@Wisconsin.gov>]

Sent: Sat 1/19/2013 9:31 PM

To: Kuczenski, Tracy

Subject: Performance Funding LRB 1028

✓ Tracy - in P2, the "June" report card is referenced. Can we exclude the word "June" (in case, for some reason, DPI is early or late)? If we require annual report cards in the other draft, shouldn't referencing the immediately preceding school year be enough?

✓ Also, on page 3 - can we be more specific about "the score?" Maybe we could say the "the numeric score that determines the overall report card grade"? I just want to be clear that we are talking about the underlying number, rather than just the overall rating.

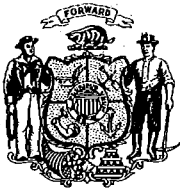
✓ Re: your note on page 4 - I think we should leave it as "permits". I could imagine scenarios in which there aren't sufficient "good" applications to award all of the money, and I don't think we want to force more to be awarded than a district requested. Also, the draft says the school board shall include any of the components. I'm not sure "shall" and "any" necessarily go together... maybe something like plans may include, but are not limited to, the following? I like the catch-all.

✓ Finally, on page 5, I'm trying to think of a way to place less of the prescriptive power at the board level, more at the school level - the draft seems very board-focused right now, which I do not believe is the intent. Perhaps instead of establishing a policy, we could have the board promulgate/publish guidance for schools regarding the goals and objectives the funding can be used to address? I think we would still want the schools to comply with the guidance, and I understand that as such distinguishing between guidance and policy is semantics, but at least it provides the indication that the board should be operating more at a high, rather than detailed, level. Also, I wonder if it makes sense to tack on to (b)1 something like "when determining the allocation of the awards."

Thanks! Let me know of questions or issues!

Sara

*board may not, in the policy prepared under this provision,
The policy under this provision may not prescribe the manner
in which funds awarded to a school be used by the school,
but may establish goals and objectives...*



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-1028/P2 P3

TKK:kjf:rs

RMR

DOA:.....Hyneck, BB0334 - Performance Funding Categorical Aid Program

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For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

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15 PERFORMING SCHOOLS. Beginning in the 2014-15 school year and annually thereafter,
16 from the appropriation under s. 20.255 (2) (da), the department shall award to the
17 school board of any school that receives a grade of "significantly exceeds
18 expectations" or "exceeds expectations" on the June report card issued for the school
19 by the department in the school year immediately preceding the school year in which
20 the school submits a notice of intent to participate under sub. (4) an amount
21 determined as follows:

all
NOTE: I eliminated reference to the month of June and substituted
"end of the school year" Does this accomplish your intent?

at the end of the immediately preceding school year,

1 (a) Divide the amount appropriated under s. 20.255 (2) (da) by the sum of the
2 number of pupils enrolled in each school eligible to receive an award under this
3 subsection.

4 (b) Multiply the quotient determined in par. (a) by the number of pupils
5 enrolled in the school.

6 (2) GRANTS TO SCHOOLS THAT DEMONSTRATE IMPROVEMENT. Beginning in the
7 2014-15 school year and annually thereafter, from the appropriation under s. 20.255

8 (2) (db), the department shall award to the school board of any school that increases
9 an amount determined as follows numeric

10 by at least 3 points the score received on the June report card issued for the school
11 by the department in the school year immediately preceding the school year in which
12 the school submits a notice of intent to participate under sub. (4) over the score
13 received on the June report card issued for the school in the previous school year (an
14 amount determined as follows: at the end of 2012-13

15 (a) For each school eligible to receive an award under this paragraph, multiply
16 the number of pupils enrolled in the school by the number of points by which the score
17 on the most recent report card issued for the school exceeded the score on the report
18 card received in the previous school year.

19 (b) Divide the amount appropriated under s. 20.255 (2) (db) by the sum of the
20 products under par. (a).

21 (c) Multiply the quotient determined in par. (b) by the number of pupils enrolled
22 in the school.

23 (3) GRANTS TO SCHOOLS THAT FAIL TO MEET EXPECTATIONS. Beginning in the
24 2014-15 school year and annually thereafter, from the appropriation under s. 20.255
25 (2) (dc), the department may, on a competitive basis, award grants under this
subsection to one or more school boards within which a school that received a grade

SECTION 4

at the end of the
immediately preceding
school year

- 1 of "fails to meet expectations" on the ²June report card issued for the school by the
2 department in the school year immediately preceding the school year in which the
3 school board submits a notice of intent to participate under sub. (4). The school board
4 shall include with the notice of intent required under this subsection a written school
5 improvement plan for each school eligible to receive an award under this subsection.
6 The school board shall include in the school improvement plan ^{at least one}any of the following
7 components:

****NOTE: This section permits, but does not require, DPI to award grants under
this section. Is that consistent with your intent? If not, do you want to require DPI to
distribute all of the money in the appropriation?

8 (a) A plan to hire reading or math coaches.

9 (b) A plan to collaborate with a high-performing school or a high-performing
10 school district to share best practices.

11 (c) A plan to use rigorous and equitable performance evaluation systems for
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13 (d) A plan to establish and implement teacher and principal improvement
14 programs as described under s. 118.42 (2) (c).

15 (e) Any other strategies for improvement identified by the state
16 superintendent, the school board, the school district administrator, or the
17 administration of the school.

****NOTE: I created a "catch-all" provision. Okay?

18 (4) INTENT TO PARTICIPATE; DISTRIBUTION OF FUNDS. (a) The school board of a
19 school eligible to receive an award under this section shall submit an intent to
20 participate to the department within 60 days after the department issues and
21 publishes the June report card issued for the school

at the end of the school year

(b) 1. The administrator of a school eligible to receive an award under this section shall comply with the policy prepared under s. 120.12 (2r) for the distribution of funding to the school.

2. Upon compliance with the requirement under subd. 1., the school board of the school district within which the eligible school is located shall distribute funding to the eligible school.

SECTION 5. 120.12 (2r) of the statutes is created to read:

120.12 (2r) SCHOOL PERFORMANCE INCENTIVE PROGRAM. By September 1, 2014, establish a policy for the distribution ^{of funding awarded} to ^{located} and use of funding awarded to a school in the district under s. 115.40.

and eligible to receive
an award

(END)

The school board may not, in the policy established under this subsection, prescribe the manner in which funds awarded to a school under s. 115.40 are to be used by the school, but may identify and prioritize goals and objectives towards which the funds may be applied.

CS
NOTE: Do the changes to this subsection address the concerns you raised in your January 19, 2013 email regarding the level of autonomy and discretion to be granted to individual schools as the schools determine how to apply the awarded funds?

Kuczenski, Tracy

From: Hynek, Sara - DOA <Sara.Hynek@Wisconsin.gov>
Sent: Friday, January 25, 2013 4:49 PM
To: Kuczenski, Tracy
Subject: LRB 1028 - performance funding

Hi Tracy – we would like to expressly require school districts to disburse the full amount of any award to the school that earned the award, thus preventing the district from taking any sort of administrative skim off the top.

Thanks!

Sara Hynek
Team Leader, Education and Workforce Development Team
State Budget Office
Wisconsin Department of Administration
608-266-1037

by the department
for an eligible
school
the full amount of any award determined/under
awarded
sug. (1) ^{or} (B) , or the full amount of any to
an eligible school under rule (3)